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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF JOHN FEDER, ET AL.

ART UNIT: 1652

EXAMINER: SAIDHA, TEKCHAND

APPLICATION NO: 10/761.905

FILED: 01/21/2004

FOR: POLYNUCLEOTIDE ENCODING A NOVEL ACYL

COENZYME A, MONOACYLGLYCEROL ACYLTRANSFERASE-3

(MGAT3), AND USES THEREOF

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Declaration of Thomas Nelson under 37 C.F.R. §1.131

- I. Thomas Nelson, declare and state as follows:
- 1. I am a U.S. citizen.
- I am currently employed by Bristol Myers Squibb Co. 2.
-) am a named inventor on U.S. application serial number 10/761,905. 3.
- It was, and is, my routine practice to maintain laboratory notebooks 4. reflecting my work.
- I was involved with the isolation and cloning of the nucleic acid sequence 5. (moding monoacylglycerol acyltransferase 3 ("MGAT3").
- Prior to December 19, 2002, I attached a copy of the nucleotide and simino sequence of MGAT3 onto to page 49865-086 of one of my laboratory notebooks.
- An image of notebook page 49865-086 is attached hereto as Exhibit 1. 7_ Note that dates prior to December 19, 2002 have been redacted.
 - I signed the bottom left side of the page next to the printed word "signed." 8.

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9. I declare further that all statements made herein are of my own knowledge and are true. These statements were made with the knowledge that willful false statements may jeopardize the validity of any patents issuing from the above-identified application.

Date: November 15,2006

Thomas Nelson

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EXHIBIT 1

Dga-c > 6u63-1-10f = 0 CACTCACACACCTACGGA AAGCTGGGCTCCTATAGGA TCCGGGTTCTGGGATCCTA AGCCCCCAACCACTTCCTCT TCACTCTGGCCCTTCTTCTTCTTCTTCTTCTTCTTCTTCTTCT	CACACOCTACTO GAGAAAGTCTGG GCTGGAAAAGTCAGA AAACCTTGCAGA TCATGGGCCTT	CCAGAGGTCCACATA CAGCTTCTGCAAT AGCAGCATCTAG	DCAAGCCTTCATCG	TTTGTOC
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